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PATENTS
112025-0180
1611

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re The Application of:
Andrew McRae

Serial No.: 09/557,480

Filed: April 24, 2000

For: METHOD FOR HIGH SPEED
PACKET CLASSIFICATION

Examiner: Harper, Kevin C.

Art Unit: 2666

Cesari and McKenna, LLP
88 Black Falcon Avenue
Boston, MA 02210
September 23, 2004

"Express Mail" Mailing-Label Number: EV 335592531 US

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

DECLARATION OF PRIOR INVENTIONTO OVERCOME CITED PUBLICATION UNDER 37 C.F.R. §1.131

To JIM Behmke

No. 4617 951 3927

Company ... CESARI + McKENNA LLP

From ANDREW MCRAE

Company

No. of Pages 4 Date 24th Sept

FAX URGENT

Post-It Notes

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PURPOSE OF DECLARATION

1. This declaration is to establish completion of the invention of this application in Australia, a WIPO country, at a date prior to August 31, 1999, that is the estimated effective date of the prior art publication, "Packet Classification on Multiple Fields" by Gupta et al., published on or about August 31, 1999, that was cited by the Applicant.

2. The person making this declaration is the inventor.

FACTS AND DOCUMENTARY EVIDENCE

3. To establish the date of completion of the invention of this application, the following attached document is submitted as evidence:

- "TurboACL Software Unit Design Specification," by Andrew McRae,
November 18, 1998.

4. From this document, written by the inventor, it can be seen that the invention in this application was made at least by the date of November 18, 1998, which is a date earlier than the effective date of the reference. This document, printed on April 28, 1999, shows the current revision date by the inventor as 11/18/98.

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DILIGENCE

5. Applicant acknowledges through this declaration that Applicant acted with diligence in the completion of the invention from the time of his conception, to a time just prior to the date of the reference, up to the filing of this application.

TIME OF PRESENTATION OF THE DECLARATION

This declaration is submitted prior to final rejection.

DECLARATION

6. I, Andrew McRae, as the author of the attached document and the sole inventor of the present invention, hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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SIGNATURE

7.

Full name of sole inventor: Andrew McRae

Inventor's signature: Andrew McRae Date: 24th Sept
2004

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